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APPLICATION NO. 10/608,821		FILING DATE 06/27/2003		FIRST NAMED INVENTOR IIan Greenberg	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
					299/03525	7980	
	44909	7590	03/04/2005		EXAMINER		
		FENSTER & COMPANY INTELLECTUAL PROPERTY 2002 LTD. C/O REED SMITH LLP			ALEXANDER, REGINALD		
599 LEXINGTON AVENUE, 29TH FL			_	LOOR	ART UNIT	PAPER NUMBER	Ī
	NEW YORK, NY 10022-7650				1761		

DATE MAILED: 03/04/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

# Application No. Applicant(s) Supplemental 10/608,821 GREENBERG ET AL Notice of Allowability Examiner Art Unit Reginald L. Alexander 1761 -- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS. This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308. 1. This communication is responsive to . 2. The allowed claim(s) is/are 3-13 and 15-24. 3. The drawings filed on <u>27 June 2003</u> are accepted by the Examiner. 4. Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) ☐ All b) ☐ Some\* c) ☐ None of the: 1. Certified copies of the priority documents have been received. 2. Certified copies of the priority documents have been received in Application No. 3. Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)). \* Certified copies not received: . . Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application. THIS THREE-MONTH PERIOD IS NOT EXTENDABLE. 5. A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient. 6. CORRECTED DRAWINGS (as "replacement sheets") must be submitted. (a) including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached 1) hereto or 2) to Paper No./Mail Date (b) including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d). 7. DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL. Attachment(s)

#### U.S. Patent and Trademark Office

1. Notice of References Cited (PTO-892)

Paper No./Mail Date

of Biological Material

2. Notice of Draftperson's Patent Drawing Review (PTO-948)

4. 

Examiner's Comment Regarding Requirement for Deposit

3. Information Disclosure Statements (PTO-1449 or PTO/SB/08).

5. Notice of Informal Patent Application (PTO-152)

8. Examiner's Statement of Reasons for Allowance

6. Interview Summary (PTO-413), Paper No./Mail Date

9. Other \_\_\_\_.

7. X Examiner's Amendment/Comment

## **EXAMINER'S AMENDMENT**

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

The application has been amended as follows:

### In the claims:

In original claim 9, at line 1, delete "claim 1" and insert -- claim 3 --;

In original claim 13, at line 1, delete "claim 1" and insert -- claim 3 --.

The changes have been made to provide proper antecedent basis.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Reginald L. Alexander whose telephone number is 571-272-1395. The examiner can normally be reached on Monday-Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Milton Cano can be reached on 571-272-1398. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

rla March 2, 2005 Reginald L. Alexander Primary Examiner Art Unit 1761